

REMARKS

Claims 3 and 9 have been amended to correct a typographical error resulting in the incorrect recitation of "serine hydratase activity" instead of "serine dehydratase activity" for the claimed polynucleotides encoding biologically active fragments. This recitation served in part as the basis for the rejections under 35 U.S.C. § 112, first paragraph for alleged lack of enablement and written description. In this regard, see the Final Office Action, pages 3, 4, and 6. Hence, entry of the amendment will simplify issues for appeal, at least, by rendering moot the rejections under 35 U.S.C. § 112, first paragraph, as they pertain to biologically active fragments. Accordingly, entry of the amendment is proper.

Applicants believe that no fee is due with this communication. However, if the USPTO determines that a fee is due, the Commissioner is hereby authorized to charge Deposit Account No. 09-0108.

Respectfully submitted,

INCYTE CORPORATION

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